

1 **BILL NO. 2006-81**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO GRANT A NON-EXCLUSIVE FRANCHISE TO NEVADA POWER
4 COMPANY TO PROVIDE ELECTRICAL SERVICES WITHIN THE CORPORATE LIMITS OF
5 THE CITY IN ACCORDANCE WITH THAT CERTAIN FRANCHISE AGREEMENT BETWEEN
THE CITY AND NEVADA POWER COMPANY, AND TO PROVIDE FOR OTHER RELATED
MATTERS.

6 Proposed by: Mark R. Vincent, Director
7 Department of Finance and Business Services

Summary: Grants to Nevada Power Company,
a Nevada Corporation, a non-exclusive franchise
to install, operate and maintain an electrical
distribution system to provide electrical services
to consumers within the City subject to and in
accordance with the terms and conditions of the
Franchise Agreement between the City and
Nevada Power Company, incorporated by
reference into this Ordinance.

11 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
12 AS FOLLOWS:

13 SECTION 1: The City of Las Vegas, Nevada, hereby grants to Nevada Power
14 Company, a Nevada Corporation, the non-exclusive right, privilege, authority and permission to own,
15 construct, operate, maintain, upgrade, and repair an electrical distribution system upon the surface of
16 and the space above and below any and all public highways, streets, roads, alleys avenues, tunnels,
17 parkways, and easements granted to the City, including easements created or reserved in favor of the
18 City for any road or public utility purposes in any patent granted by the United States of America, or
19 in any other recorded map, plat or recorded document, as the same now or may hereafter exist within
20 the City, including State highways now or hereafter established within the City to whatever extent the
21 City may have jurisdiction to authorize the use stated above, for the sole purpose of providing
22 electrical service to consumers within the City, subject to and in accordance with the terms and
23 conditions of that certain document entitled Franchise Agreement, commencing on the 1st day of
24 February, 2007, by and between the City of Las Vegas and Nevada Power Company, a copy of which
25 said Franchise Agreement is on file with the Clerk of the City of Las Vegas and by this reference
26 incorporated herein as part of this Ordinance.

27 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or
28 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or

1 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
2 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
3 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
4 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
5 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
6 invalid or ineffective.

7 SECTION 3: All ordinances or parts of ordinances or sections, subsections, phrases,
8 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
9 1983 Edition, in conflict herewith are hereby repealed.

10 PASSED, ADOPTED and APPROVED this _____ day of _____, 2007.

11 APPROVED:

12
13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BARBARA JO RONEMUS, City Clerk

18 APPROVED AS TO FORM:

19 Jerry G. Bellis 12-11-06
20 _____
21 Date
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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2006, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2007, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

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12 APPROVED:

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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:

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17 BARBARA JO RONEMUS, City Clerk

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